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**Faurecia Automotive Seating, Case 9–CA–44400**

September 10, 2008

**ORDER**

BY CHAIRMAN SCHAMBER AND MEMBER LIEBMAN

Counsel for the General Counsel’s Motion to Strike Employer’s Reply in Support of Petition to revoke Subpoena and its request to file a surreply is denied.<sup>1</sup>

Dated, Washington, D.C. September 10, 2008

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Peter C. Schaumber,                      Chairman

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Wilma B. Liebman,                      Member

(SEAL)              NATIONAL LABOR RELATIONS BOARD

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<sup>1</sup> Effective midnight December 28, 2007, Members Liebman, Schaumber, Kirsanow, and Walsh delegated to Members Liebman, Schaumber, and Kirsanow, as a three-member group, all of the Board’s powers in anticipation of the expiration of the terms of Members Kirsanow and Walsh on December 31, 2007. Pursuant to this delegation, Chairman Schaumber and Member Liebman constitute a quorum of the three-member group. As a quorum, they have the authority to issue decisions and orders in unfair labor practice and representation cases. See Sec. 3(b) of the Act.

It has been the Board’s practice to follow *D. L. Baker, Inc.*, 330 NLRB 521 fn. 4 (2002), with regard to requests to revoke subpoenas and to allow the moving party to file a reply brief, “. . . just as a party filing exceptions under Section 102.46 is permitted to file such a brief. . . [H]owever, surreply briefs are generally not permitted[.]”